

**IN THE SUPREME COURT OF THE UNITED STATES**

**JOHN KRASLEY,** :  
**Petitioner**

**VS.** : **No.** \_\_\_\_\_

**UNITED STATES OF AMERICA :**

**APPLICATION FOR EXTENSION OF TIME  
FOR FILING PETITION FOR WRIT OF CERTIORARI**

Robert Epstein, Assistant Federal Defender, Federal Community Defender Office for the Eastern District of Pennsylvania, respectfully requests the granting of the instant application for a 30-day extension of time for filing a petition for writ of certiorari, or until December 14, 2022, and in support represents the following:

1. Petitioner John Krasley was charged by indictment in the Eastern District of Pennsylvania with child pornography offenses involving the online circulation of images. The indictment set forth eight counts of receiving or distributing images, in violation of 18 U.S.C. § 2252(a)(2); two counts of transporting images, in violation of § 2252(a)(1); and four counts of accessing images with intent to view, in violation of § 2252(a)(4)(A). He proceeded to trial and was found guilty of these counts. Mr. Krasley was sentenced and subsequently filed a timely notice of appeal.

2. Briefs were filed and on July 11, 2022, the Third Circuit Court of Appeals entered a not precedential Opinion affirming the judgment of the district court. (Attached as Appendix “A”).

3. Counsel filed a petition for rehearing *en banc*, which was denied by the Third Circuit on August 16, 2022. (Attached as Appendix “B”).

4. Petitioner Krasley’s petition for writ of certiorari is due 90 days after the denial of the petition for rehearing. The due date is therefore November 14, 2022.

5. Counsel respectfully requests an extension of time, as counsel has been occupied preparing a response to the government’s motion to enforce the appellate waiver and for summary affirmance in *United States v. Stephen Stroh*, Third Circuit No. 20-1478. Also, counsel is reviewing the record for the preparation of the opening brief and joint appendix in *United States v. Mashaq White*, Third Circuit No. 22-2197; and in *United States v. James Larnerd*, Third Circuit No. 21-3388.

7. Counsel requests an additional 30 days or until December 14, 2022, in which to complete the petition for writ of certiorari.

**WHEREFORE**, for all the foregoing reasons of good cause, Robert Epstein, Assistant Federal Defender, on behalf of the Federal Community Defender Office for the Eastern District of Pennsylvania, and on behalf of John

Krasley, Petitioner, respectfully requests that this Court grant this motion for a 30-day extension of time for filing of the petition for writ of certiorari and order that this petition be filed on or before December 14, 2022.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Robert Epstein", with a long horizontal flourish extending to the right.

ROBERT EPSTEIN  
Assistant Federal Defender

**CERTIFICATE OF SERVICE**

I, Robert Epstein, Assistant Federal Defender, Federal Community Defender Office for the Eastern District of Pennsylvania, hereby certify that I have served a copy of the *Application for Extension of Time for Filing Petition for Writ of Certiorari* upon Assistant United States Attorney and Chief of Appeals Robert A. Zauzmer, by first class U.S. mail, postage prepaid, to his office located at the United States Attorney's Office, 615 Chestnut Street, Suite 1250, Philadelphia, PA 19106, and upon the Office of the Solicitor General, by first class U.S. mail, postage prepaid at Department of Justice, Room 5614, 950 Pennsylvania Avenue, N.W., Washington, D.C. 20530-0001.



ROBERT EPSTEIN  
Assistant Federal Defender

Date: November 2, 2022